

SENATE JOINT RESOLUTION 142

By Johnson

A RESOLUTION to propose an amendment to Article VI, of the
Constitution of Tennessee, relative to restraining
the judicial activism of state judges.

BE IT RESOLVED BY THE SENATE OF THE ONE HUNDRED SEVENTH GENERAL
ASSEMBLY OF THE STATE OF TENNESSEE, THE HOUSE OF REPRESENTATIVES
CONCURRING, that a majority of all the members of each house concurring, as shown by the
yeas and nays entered on their journals, that it is proposed that Article VI, of the Constitution of
Tennessee be amended by adding the following language as a new section at the end of the
article:

Section ____.

In deciding cases under the Constitution and Laws of the State of
Tennessee, the Supreme Court of Tennessee and all other inferior state courts
exercising authority under Article VI shall strictly construe the enacted text of any
constitutional provision and any statute or other law in interpreting or applying the
law of Tennessee. The text of this Constitution shall be interpreted according to
its meaning at the time of its enactment, which meaning shall remain the same
until changed pursuant to Article XI, Section 3.

BE IT FURTHER RESOLVED, that the foregoing amendment be referred to the One
Hundred Eighth General Assembly and that this resolution proposing such amendment be
published by the Secretary of State in accordance with Article XI, Section 3, of the Constitution
of Tennessee by means of posting this resolution on the official web site of the secretary of
state.

BE IT FURTHER RESOLVED, that the Clerk of the Senate is directed to deliver a copy of this resolution to the Secretary of State.